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DISTRICT OF UTAH

BY: _____
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AUG 13 2004

U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant/Counterclaim-Plaintiff.

**ORDER GRANTING
DEFENDANT/COUNTERCLAIM
PLAINTIFF IBM'S EX PARTE MOTION
FOR LEAVE TO FILE AN
OVERLENGTH MEMORANDUM**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

279

Based upon Defendant/Counterclaim-Plaintiff International Business Machines Corporation's ("IBM") Ex Parte Motion for Leave to File Overlength Memorandum in Support of its Motion for Partial Summary Judgment on Breach of Contract Claims, and for good cause appearing thereon,

IT IS HEREBY ORDERED that IBM may file its overlength Memorandum in Support of its Motion for Partial Summary Judgment on Breach of Contract Claims, not to exceed thirty pages of argument.

DATED this 16th day of August, 2004.

BY THE COURT


Honorable Dale A. Kimball
U.S. District Court Judge

CERTIFICATE OF SERVICE

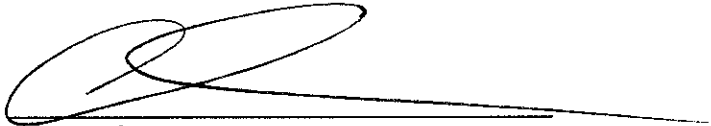
I hereby certify that on the 3rd day of August, 2004, a true and correct copy of the foregoing was hand delivered to the following:

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Amy F. Sorenson

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United States District Court
for the
District of Utah
August 17, 2004

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:03-cv-00294

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